

Exhibit B

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

FLOYD'S OF LEADVILLE, INC.,
N/K/A VALUED, INC.,

Plaintiff,
v. CASE NO.: 1:22-cv-3318

ALEXANDER CAPITAL, L.P.; NESA
MANAGEMENT, LLC; JOSEPH ANTHONY AMATO;
ROCCO GERARD GUIDICIPIETRO; JONATHAN GAZDAK;
GREGORY HURLEY; HOWARD DASILVA;
RONALD BARRIE CLAPHAM; MARK LEONARD;
THIEN TRUONG; PROVISION HOLDING, INC.;
TIMOTHY KELLY; AND THREE DDD LLC,

Defendants.

INITIAL DISCLOSURES OF PLAINTIFF FLOYD'S OF LEADVILLE, INC.

Pursuant to Fed. R. Civ. P. 26(a)(1)(a), Plaintiff Floyd's of Leadville, Inc., n/k/a Valued, Inc. ("FOL"), by its counsel, hereby discloses as follows:

I. Individuals with Discoverable Information

Floyd's of Leadville, Inc., n/k/a Valued, Inc.
c/o Kohner, Mann & Kailas, S.C.
4650 N. Port Washington Road
Milwaukee, WI 53212
(414) 962-5110

FOL possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, FOL's relationships and dealings with Alexander Capital, L.P., ("Alexander Capital") and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, execution of the lending documents, FOL's dealings with the Advisory Board and Redemption Holdings, Inc. ("Redemption"), FOL's dealings with

Provision Holding, Inc. (“Provision”), FOL’s attempts to renegotiate the loans, FOL’s communications with Lenders¹, FOL’s financial performance, and FOL’s damages.

Floyd Landis
c/o Kohner, Mann & Kailas, S.C.
4650 N. Port Washington Road
Milwaukee, WI 53212
(414) 962-5110

Mr. Landis is FOL’s CEO, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants’ Answers and other responses to the Complaint, FOL’s business dealings, FOL’s relationships and dealings with Alexander Capital and the other Defendants, the execution of the lending documents in question, the money raised through Alexander Capital and the representations made in connection with the funds raised, FOL’s dealings with the Advisory Board and Redemption, FOL’s dealings with Lenders, FOL’s dealings with Provision and Coil, FOL’s attempts to renegotiate the loans, FOL’s financial performance, and FOL’s damages.

Alexandra Merle-Huet
c/o Kohner, Mann & Kailas, S.C.
4650 N. Port Washington Road
Milwaukee, WI 53212
(414) 962-5110

Ms. Merle-Huet was formerly FOL’s COO, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants’ Answers and other responses to the Complaint, FOL’s business dealings, FOL’s relationships and dealings with Alexander Capital and the other Defendants, FOL’s dealings with the Advisory Board and Redemption, FOL’s attempts to renegotiate the loans, and FOL’s damages.

¹ As identified on *infra* p. 15.

Christopher Ryan
c/o Kohner, Mann & Kailas, S.C.
4650 N. Port Washington Road
Milwaukee, WI 53212
(414) 962-5110

Mr. Ryan was formerly FOL's CFO, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, FOL's relationships and dealings with Alexander Capital and the other Defendants, FOL's dealings with the Advisory Board and Redemption, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Robert Bell
c/o Kohner, Mann & Kailas, S.C.
4650 N. Port Washington Road
Milwaukee, WI 53212
(414) 962-5110

Mr. Bell is FOL's Vice President of Operations, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, FOL's relationships and dealings with Alexander Capital and the other Defendants, FOL's dealings with the Advisory Board and Redemption, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Alexander Capital, L.P.
17 State Street
New York, NY 10004
(212) 687-5650

Alexander Capital was FOL's investment advisor, agent and fiduciary, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, the

commissions paid to Alexander Capital and others in connection with the funds raised, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the execution of the lending documents in question, FOL's dealings with the Advisory Board, FOL's dealings with Provision, FOL's dealings with Coil, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

NESA Management, LLC
17 State Street
New York, NY 10004
(212) 687-5650

NESA Management, LLC, was the manager of Alexander Capital during the times in question, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the commissions paid to Alexander Capital and others in connection with the funds raised, FOL's dealings with the Advisory Board, FOL's dealings with Provision, FOL's dealings with Coil, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Frank J. DiMartini
391 Poilon Avenue
Staten Island, NY 10321
(917) 566-1014

Mr. DiMartini was formerly Alexander Capital's broker and agent, and later became a member of the Advisory Board and then Redemption's agent, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers

and other responses to the Complaint, FOL's business dealings, the execution of the lending documents in question, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the commissions paid to Alexander Capital and others in connection with the funds raised, FOL's dealings with the Advisory Board and Redemption, FOL's dealings with Provision, FOL's dealings with Coil, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Jonathan Gazdak
50 Murray Street, Apartment 901
New York, NY 10007
Phone Number Unknown

Mr. Gazdak is Alexander Capital's Manager of Investment Banking and a member of the Advisory Board, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, FOL's relationships and dealings with Alexander Capital and the other Defendants, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, the money raised through Alexander Capital and the representations made in connection with the funds raised, the commissions paid to Alexander Capital and others in connection with the funds raised, the execution of the lending documents in question, FOL's dealings with the Advisory Board and Redemption, FOL's dealings with Provision, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Rocco Gerard Guidicipietro
6 Havenhill Road
Hamburg, NJ 07419
Phone Number Unknown

Mr. Guidicipietro is a Manager and Owner of Alexander Capital, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the commissions paid to Alexander Capital and others in connection with the funds raised, FOL's dealings with the Advisory Board and Redemption, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Joseph Anthony Amato
21 Country Lane
Hamburg, NJ 07419
Phone Number Unknown

Mr. Amato is a Manager and Owner of Alexander Capital, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the commissions paid to Alexander Capital and others in connection with the funds raised, FOL's dealings with the Advisory Board and Redemption, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Bari A. Latterman
Address Unknown
Phone Number Unknown

Ms. Latterman was formerly an Investment Associate for Alexander Capital, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the execution of the lending documents in question, FOL's dealings with the Advisory Board and Redemption, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Guy Durand
Address Unknown
Phone Number Unknown

Mr. Durand was formerly a broker and agent for Alexander Capital, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the execution of the lending documents in question, FOL's dealings with the Advisory Board and Redemption, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Steven Walsh
Alexander Capital, L.P.
17 State Street
New York, NY 10004
(212) 687-5650

Mr. Walsh is an Alexander Capital employee working in the Investment Banking Department, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Alexander

Capital's business dealings, Alexander Capital's communications and dealings with lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, FOL's dealings with the Advisory Board and Redemption, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Shawn Weadock
Alexander Capital, L.P.
17 State Street
New York, NY 10004
(212) 687-5650

Mr. Weadock is an Alexander Capital employee, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, FOL's dealings with the Advisory Board and Redemption, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Carl Martarano
Alexander Capital, L.P.
17 State Street
New York, NY 10004
(212) 687-5650

Mr. Martarano is an Alexander Capital employee, an Alexander Capital Partner and Mr. DiMartini's former supervisor, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other

Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, Alexander Capital's partners, registrations, status as a partnership and dealings with the state of Delaware, Mr. Martarano's dealings with Mr. DiMartini and the circumstances under which Mr. DiMartini's employment with Alexander Capital was terminated.

Michelle Misiti
Alexander Capital, L.P.
17 State Street
New York, NY 10004
(212) 687-5650

Ms. Misiti is the Chief Compliance Officer for Alexander Capital and an Alexander Capital Partner, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, the laws and requirements to which Alexander Capital's work for FOL were subject, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, Alexander Capital's partners, registrations, status as a partnership and dealings with the state of Delaware, and FOL's damages.

Timothy Kelly
38 Gramercy Avenue
Rye, NY 10580
Phone Number Unknown

Mr. Kelly was formerly Alexander Capital's broker and agent, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised

through Alexander Capital and the representations made in connection with the funds raised, the commissions paid to Alexander Capital and others in connection with the funds raised, the execution of the lending documents in question, the commissions improperly paid to or for the benefit of Mr. Kelly, FOL's dealings with Provision, FOL's dealings with Coil, Mr. Kelly's theft of FOL stock, Mr. Kelly's fraudulent attempts to sell FOL stock to veterans and other victims, FOL's financial performance, and FOL's damages.

Three DDD LLC
38 Gramercy Avenue
Rye, NY 10580
Phone Number Unknown

Three DDD LLC is a company owned by Mr. Kelly, and it possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Mr. Kelly's business dealings, FOL's business dealings, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the commissions paid to Alexander Capital and others in connection with the funds raised, the commissions improperly paid to or for the benefit of Mr. Kelly, and FOL's damages.

Mark Leonard
10936 Cozycroft Avenue
Chatsworth, CA 91311
Phone Number Unknown

Mr. Leonard was formerly the CEO of Provision and worked with FOL, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money

raised through Alexander Capital and the representations made in connection with the funds raised, FOL's dealings with the Advisory Board and Redemption, FOL's dealings with Provision, FOL's dealings with Coil, FOL's dealings with Mr. Leonard, Mr. Leonard's interference with FOL's distribution of its products, Mr. Leonard's theft of FOL's intellectual property and stock, and FOL's damages.

Ronald Barrie Clapham
1-1 Victoria Crescent Road
Glasgow G12 9DB, UK
Phone Number Unknown

Mr. Clapham is an investor in FOL, a member of the Advisory Board, a Director, a lender to and shareholder of Redemption, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, FOL's dealings with the Advisory Board and Redemption, FOL's dealings with Mr. Clapham, the Advisory Board and Redemption's interference with FOL's relationships with the Lenders, the attempt to take over FOL and steal its assets, and FOL's damages.

Gregory Hurley
11 Jacob Arnold Road
Morristown, NJ 07960
Phone Number Unknown

Mr. Hurley is an investor in FOL, a member of the Advisory Board and the CEO of Redemption, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, Alexander Capital's business dealings, Alexander Capital's communications

and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the execution of the lending documents in question, FOL's dealings with the Advisory Board and Redemption, FOL's dealings with Mr. Hurley, the Advisory Board and Redemption's interference with FOL's relationships with the Lenders, the attempt to take over FOL and steal its assets, and FOL's damages.

Howard Da Silva
Three Gates Lane
Haslemere GU27 2LD, UK
Phone Number Unknown

Mr. DaSilva is an investor in FOL, a member of the Advisory Board and a Director of Redemption, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the execution of the lending documents in question, FOL's dealings with the Advisory Board and Redemption, FOL's dealings with Mr. Da Silva, the Advisory Board and Redemption's interference with FOL's relationships with the Lenders, the attempt to take over FOL and steal its assets, and FOL's damages.

Thien Truong
9253 Eton Avenue
Chatsworth, CA 91311
Phone Number Unknown

Mr. Truong is an investor in and funder of Redemption, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, FOL's relationships and dealings

with Alexander Capital and the other Defendants, FOL's dealings with the Advisory Board and Redemption, FOL's dealings with Mr. Truong, the Advisory Board and Redemption's interference with FOL's relationships with the Lenders, the attempt to take over FOL and steal its assets, and FOL's damages.

Provision Holding, Inc.
9120 Double Diamond Parkway
Reno, NV 89521
Phone Number Unknown

Provision is a company that fraudulently lent money to FOL, and it possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Provision's dealings with FOL, the representations Provision made to FOL in connection with the fraudulent loan, Provision's dealings with Alexander Capital, and FOL's damages.

Carmel, Milazzo & Feil, LLP, f/k/a Carmel, Milazzo & DiChiara LLP
55 West 39th Street, 18th Floor
New York, NY 10018
(212) 658-0450

Carmel, Milazzo & Feil, LLP, f/k/a Carmel, Milazzo & DiChiara LLP ("CMD"), was Alexander Capital's counsel during the times in question, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, CMD's dealings with FOL and Alexander Capital, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, CMD's dealings with the Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, the execution of the lending documents in question, FOL's dealings with the Advisory Board, FOL's dealings with Provision,

FOL's dealings with Coil, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Pete DiChiara
Address Unknown
Phone Number Unknown

Pete DiChiara was Alexander Capital's counsel during the times in question, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, CMD's dealings with FOL and Alexander Capital, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, the execution of the lending documents in question, CMD's dealings with the Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, FOL's dealings with the Advisory Board, FOL's dealings with Provision, FOL's dealings with Coil, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Kirill Nikonov
Rockefeller Center
1270 Avenue of the Americas, 24th Floor
New York, NY 10020
(212) 218-2245

Kirill Nikonov was Alexander Capital's counsel during the times in question, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, CMD's dealings with FOL and Alexander Capital, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, the execution of the lending documents in question, CMD's dealings with the Lenders, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the

representations made in connection with the funds raised, FOL's dealings with the Advisory Board, FOL's dealings with Provision, FOL's dealings with Coil, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

The Alexander Capital Partners:
SENA Management LLC
JSEC INC.
Catherine Salkind
Gene Salkind
Jerry Anthony Desiderio
Michael William Eldredge
Paul Michael Messina
Ohlert Ruggiere Inc.
Barbara Roth
Joseph Matthew Ruggiere
Wayne Ruggiere
JeanPaul Charles Skovronck
Lawrence Robert Stafford
Thomas Francis Sullivan
John Marshall Williams
17 State Street
New York, NY 10004

The Alexander Capital partners listed above possess information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Alexander Capital's business dealings, Alexander Capital's partners, registrations, status as a partnership and dealings with the state of Delaware, and FOL's damages.

The Lenders:
Paul Yurfest
Scott D. Thompson
Maxwell Diffey
Geoffrey Charles Maddock
TISU Investment Ltd. (Tis Prager)
Timothy Marks
Xavier Hill
David Renwick
Brent Roberts
Valentine Croon
Theo Heselmans & Hilde Aerts
Mark Lewis

W.M. Edwards
Roger Wells
Anna Lotan Ltd.
Aseet A. Patel
Jay A. Hintze
Asmosija Superannuation Fund
Anthony Behette
Albert Viviani
Gary W. Jaster
Christian Giordano
Michael N. Oughtred
Paul A. Benjes
John Burgess
Ralf V. Tietge
John R. DiMartini
Franco Rastelli
Barbara Grisoli
Eric W. Rothbarth
Robert J. Guthrie
Timothy Alan Maynard
JJB-FLA LLC
Jacques Deltenre
Konstantin Von Radowitz
Mark Bradley
David Gardner
Robert Orlando Living Trust Sept 8
1998
Ernest Orlando
Matteo Quaini
Mark Davis
Peter Quigley
Francesco DeFrancesco
Ben DiGiovanni
Alexander Scharf
Donald Fletcher
Lonn Warner
Sylvester Willis
Lisafield Pty Ltd ATF Adams8
Superfund
Stephen Gais
Gary Grella

The Lenders listed above (address and telephone information included in the attached Exhibit A) possess information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, Alexander Capital's business dealings, Alexander Capital's communications and dealings with Lenders, the money raised through Alexander Capital and the representations made in connection with the funds raised, the execution of the lending documents, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Other Alleged FOL "Shareholders"

Farzad Samimi
Joseph Cusemano
Joseph Scaffidi
Frank Squilla
Joann Rutter Hartman
Sonny Nasir Ghesani
Nayeem Ghesani
Oscar Armando Pena
Lance Hill
Earl Ward
Ralf Schlapfer
Rony Behette
Addresses Unknown
Phone Numbers Unknown

The above individuals, who either are or claim to be FOL shareholders (many of them through fraudulent transactions executed by the Defendants) possess information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, FOL's distribution efforts, FOL's and the Defendants' interactions with Coil, Provision and Rainmaker Retail Group LLC ("Rainmaker"), the individuals' interactions with Defendants, the individuals' purchase or alleged purchase of FOL stock, the theft of FOL stock, and FOL's damages.

Redemption Holdings, Inc.
11 Jacob Arnold Road
Morristown, NJ 07960
Phone Number Unknown

Redemption possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, FOL's relationships and dealings with Alexander Capital and the other Defendants, the money raised through Alexander Capital and the representations made in connection with the funds raised, FOL's dealings with the Advisory Board and Redemption, FOL's attempts to renegotiate the loans, FOL's financial performance, and FOL's damages.

Rainmaker Retail Group, LLC
7 Crescent View Court
The Woodlands, TX 77381
Phone Number Unknown

Rainmaker was a former distributor for FOL, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Rainmaker's dealings with FOL, FOL's business dealings, FOL's distribution efforts, FOL's and the Defendants' interactions with Coil, Provision and Rainmaker, the other Defendants' interactions with Rainmaker, and FOL's damages.

Sebastian Anthony Muscarello
7 Crescent View Court
The Woodlands, TX 77381
Phone Number Unknown

Mr. Muscarello was formerly associated with Rainmaker, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, Rainmaker's dealings with FOL, FOL's business dealings, FOL's distribution efforts, FOL's and the Defendants' interactions with Coil, Provision and Rainmaker, the other Defendants' interactions with Rainmaker, and FOL's damages.

Andrew M. Kaplan
17630 W. 58th Drive
Golden, CO 80403
Phone Number Unknown

Mr. Kaplan is a member of several Oregon LLCs with whom FOL did business, and is a former FOL employee, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings with the Oregon LLCs, the Oregon LLCs dealings with the Advisory Board and Redemption, and FOL's damages.

David J. Benlolo
30 S. Jasmine Street
Denver, CO 80224

Mr. Benlolo is a member of several Oregon LLCs with whom FOL did business, and is a former FOL employee, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings with the Oregon LLCs, the Oregon LLCs dealings with the Advisory Board and Redemption, and FOL's damages.

Mark Ward
Address Unknown
Phone Number Unknown

Mr. Ward is an employee of Dead Crickets, an FOL business partner, and possesses information among other things relating to the allegations and claims in the Complaint and the Defendants' Answers and other responses to the Complaint, FOL's business dealings, his interactions with Mark Leonard concerning a CBD topical cream developed by FOL, and FOL's damages.

FOL expressly reserves the right to supplement this list if necessary based on further discovery, the Initial Disclosures of any other party, or for any other appropriate reason.

II. Documentation

Specific documents in FOL's possession, custody or control that FOL is aware of at this time and may use to support its claims include: FOL's October 20, 2017 Engagement Agreement with Alexander Capital; FOL's September 16, 2018 Securities Purchase Agreement with Provision; communications between FOL and Alexander Capital representatives, including but not limited to Jonathan Gazdak, Shawn Weadock, Frank DiMartini, Steven Walsh, Bari Laterman, CMD, Pete DiChiara, Kirill Nikonov and Tim Kelly; communications with the Advisory Board; communications with Redemption; records of meetings with the Defendants and their representatives; FOL financial records; documents concerning FOL's aborted plan to go public; communications with Lenders; and documents supporting FOL's damages claims. Generally, FOL may use business records relating to its business, its dealings with the Defendants and relevant parties and correspondence with or about any of the Defendants in support of its claims.

More specific documents will be identified and produced in response to the parties' discovery requests after the Court enters an appropriate Protective Order. After discovery, FOL will serve an exhibits list under Fed. R. Civ. P. 26(3)(A)(iii) if necessary at an appropriate time, and will serve expert reports in accordance with the Court's Scheduling Order. FOL reserves all rights to use any and all appropriate documents at trial.

III. Damages

FOL alleges that Defendants have caused FOL to suffer many millions of dollars in damages. FOL is entitled to recovery of all damages it suffered as a result of Defendants' wrongdoing, including but not limited to damages arising due to Defendants' fraud, securities fraud, violation of the Investment Advisors Act, breaches of fiduciary duty, intentional interference, conversion, breach of contract, civil conspiracy, and aiding and abetting fraud and breaches of fiduciary duty. The types of damage FOL suffered include but are not limited to:

- Compensatory damages to recover all losses suffered due to Defendants' wrongdoing;
- Compensation for the value of all FOL property, including but not limited to intellectual property and FOL stock, stolen by Defendants;
- The lost profits FOL suffered due to Defendants' wrongdoing;
- Forfeiture or disgorgement of Defendants' ill-gotten profits or gains garnered via Defendants' wrongdoing at FOL's expense;
- The amount of money and other consideration FOL would have received had it gone public (but-for Defendants' wrongdoing);
- The amount of commissions Alexander Capital was paid in connection with FOL;
- Compensation for the difference between the monetary value of the renegotiated terms FOL would have entered into with the Lenders but for Defendants' wrongdoing, and the current amount FOL owes or allegedly owes pursuant to the lending documents;
- The amount of funds paid to Tim Kelly and/or Three DDD, LLC, in connection with funds raised through Alexander Capital;
- The amount of interest paid pursuant to the lending documents;
- Compensation for all fees and penalties owed or allegedly owed under the lending documents;
- Rescission of the lending documents or damages due to Defendants' fraudulent inducement of the lending documents;
- Return of the \$300,000 FOL paid to Provision, plus interest and other penalties;
- Return or compensation for the \$590,000 in FOL stock that was wrongfully sold by Kelly, Da Silva and Leonard, and related kickbacks to DiMartini;
- Indemnification of all costs, fees, expenses and losses that FOL incurred in connection with Alexander Capital's false or materially misleading statements;
- FOL's attorneys' fees and other costs;
- Pre- and post-judgment interest; and
- Punitive and/or exemplary damages, in an amount to be determined by the jury at trial.

Quantification of these damages will be the subject of expert analysis and opinion, based in part on information gathered in discovery. More precise calculations and the underlying records, many of them to be obtained in discovery, will be of a highly sensitive nature and will be disclosed pursuant to an appropriate Protective Order entered by the Court.

IV. Insurance Agreements

FOL is not aware of any insurance agreement relevant to the claims and defenses at issue.

Dated this 4th day of October, 2022.

/s/ Ryan M. Billings

Ryan M. Billings, #RB0378
KOHNER, MANN & KAILAS, S.C.
4650 N. Port Washington Road
Milwaukee, WI 53212
rbillings@kmksc.com

Matthew J. Smith, #32043 (CO)
(admitted *pro hac vice* 5/2/22)
Nicholas W. Katz, #55136 (CO)
(admitted *pro hac vice* 5/2/22)
HOLLAND & HART LLP
555 Seventeenth Street, Suite 3200
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 4th day of October, 2022, a true and correct copy of the foregoing *Initial Disclosures of Plaintiff Floyd's of Leadville, Inc.* was filed and served via electronic mail and U.S. Mail and International Mail, postage prepaid upon all parties of record as follows:

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